D.B.CIVIL WRIT PETITION PIL) NO. 6062/2005

Gram Malpur Residential Colony & ors. v. State of Rajsthan & ors.

Date of order : 03.01.2007

HON'BLE THE CHIEF JUSTICE SHRI S.N.JHA
HON'BLE SHRI JUSTICE GOVIND MATHUR

Shri Shambhu Singh for the petitioner
Shri B.L.Tiwari, Dy. Govt. Advocate
Shri Ravi Bhansali for respondent nos. 2 to 5

In this writ petition which has been filed purportedly on behalf of residents of Maitali Gram Panchayat the prayer is for issuance of direction upon the respondents to shift the electric poles through which 132 KV high tension lines pass towards Rishabhdev and Sagwara. It is said that the high tension overhead wires are hazardous to lives of the people and cattle. The electric poles were installed in 1996-97. From the photographs produced by the counsel for the Electricity Board it appears that most part of the land is not yet developed and houses are still under construction. Electric lines are running since 1996 itself. We are not able to appreciate as to why persons should construct their houses beneath the overhead wires. It fact, it appears from one of the photographs that petitioner no.1 has constructed house without leaving any set back in the manner that part of the extended balcony is beneath the overhead wire. The

alignment of overhead electric wires depends on the local topography, and this Court cannot interfere in the matter simply because it is not suitable to few persons of the locality.

We find no ground to entertain this writ petition and issue directions as prayed for. The writ petition is dismissed.

(GOVIND MATHUR) J. (S.N.JHA), C.J.

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